

Applic. No. 10/718,315
Conf. # 9755

Atty Docket No. GLM-1042IT

Remarks:

Reconsideration of the application is requested.

Claims 1 to 42 remain in the application. Claims 10 to 22 are subject to examination and claims 1 to 9 and 23 to 42 have been withdrawn from examination.

On pages 2 to 3 of the above-identified Office action, the Examiner entered a restriction requirement under 35 U.S.C. § 121 and defined four groups. In deference to this restriction requirement, applicants provisionally elect Group II, claims 10 to 22.

Applicant reserves the right to file divisional applications including the claims of Groups I, III, and IV at a later date.

On pages 3 to 4 of the above-identified Office action, the Examiner indicated that the claims are directed to six patentably distinct species labeled A to F. This election of species requirement is not understood by applicants. Where there is a restriction requirement dividing the claims up into four groups I to IV, an election of species requirement would, typically, be directed to one of these four groups and would subdivide the group into different species. However, the six species labeled by the Examiner do not appear to form subsets of one of the four groups I to IV. Instead, the six species

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seem to cover all four groups, and some of the species addresses more than one of the four groups I to IV. Accordingly, applicants are not able to form a response to the election of species and respectfully ask the Examiner to provide some clarification.

Applicants repeatedly tried to call the Examiner to speak about and correct this issue at least three times in June and twice in July. The undersigned received one message from the Examiner during this time. It is respectfully submitted that the above provisional election of the claims of Group II renders the election of species requirement moot. If the Examiner should disagree with any of the above, the Examiner is kindly requested to call the undersigned to discuss this matter.

If an extension of time for this paper is required, petition for extension is herewith made.

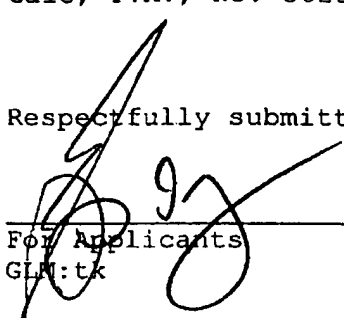
Petition for extension is herewith made. The extension fee for response within a period of one (1) month pursuant to Section 1.136(a) in the amount of \$120.00 in accordance with Section 1.17 is enclosed herewith.

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Please charge any other fees which might be due with respect
to Sections 1.16 and 1.17 to the Deposit Account of Feldman
Gale, P.A., No. 502524.

Respectfully submitted,



For Applicants
GLM:tk

Gregory L. Mayback
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Date: August 23, 2005

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